Serial No.: 10/781121

Attorney Docket No: 160-031

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PTO/SB/21 (09-04) Approved for use through 07/31/2006. OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 10/781121 **Application Number** February 18, 2004 Filing Date TRANSMITTAL First Named Inventor Backes **FORM** 2665 Art Unit (to be used for all correspondence after initial (illing) **Examiner Name** Philpott Attorney Docket Number 160-031 Total Number of Pages in This Submission ENCLOSURES (Check all that apply) After Allowance communication to (TC) Drawing(s) Fee Transmittal Form Appeal Communication to Board of Licensing-related Papers Fee Attached Appeals and interferences Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) Petition l×۱ Amendment / Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Change of Correspondence Address; Statement Under 37 CFR 3.72(b) Status Letter Affidavits/declaration(\$) Other Enclosure(s) (please identify **Extension of Time Request** below): Request for Refund Express Abandonment Request CD, Number of CD(s) \_\_\_ Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Document(s) Remarks Reply to Missing Parts/ Incomplete PLEASE CHARGE ANY FEE DEFICIENCY OR CREDIT ANY OVERPAYMENT Application TO DEPOSIT ACCOUNT 502569 Reply to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Steubing McGuinness & Manaras LLP Signature Printed name Holmes W. Anderson 37272 Reg. No. 12/19/2005 Date CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

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Signature W.2. C.								
Printed name	Holmes W. Anderson							
Date	12/19/2005			R	eg. No.	37272		
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Group Art Unit: 2665

Examiner: Philpott

DEC 1 9 2005

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Backes

Application No.: 10/781121

Filed: 02/18/2004

Title: Program for Selecting an Optimum Access Point

in a Wireless Network

Attorney Docket No.: 160-031

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

## **RESPONSE UNDER 37 CFR 1.111**

Dear Sir:

In response to the Office Action of September 20, 2005, please amend this application as follows: